

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Cheng et al.

Serial No.: 10/609,987

Filed: June 30, 2003

For: **Methods, Systems And Computer Program Products For Language Independent Data Communication And Display**

Confirmation No.: 1071

Group Art Unit: 2176

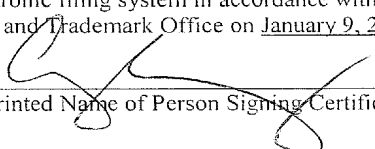
Examiner: Singh, Rachna

January 9, 2008

Mail Stop Appeal Brief Patents
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

CERTIFICATION OF TRANSMISSION

I hereby certify that this correspondence is being transmitted via the Office electronic filing system in accordance with § 1.6(a)(4) to the U.S. Patent and Trademark Office on January 9, 2008

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Typed or Printed Name of Person Signing Certificate: Carey Gregory

**APPELLANTS' REPLACEMENT RELATED APPEALS AND INTERFERENCES
AND STATUS OF AMENDMENTS SECTIONS FOR BRIEF SUBMITTED
SEPTEMBER 19, 2007**

Sir:

This supplement is filed pursuant to the "Notification of Non-Compliant Appeal Brief" mailed December 31, 2007 ("Notification"). Only the substitute sections identified above are provided as no supplemental Summary of the Invention is required for the reasons discussed in the Remarks section below. Appellants submit the other sections were complaint as originally submitted but replacements are submitted herewith to expedite review of this matter on the merits. In addition, Appellants note that the Notification is the second notification received in this matter and no objection was raised in the first notification to either of the sections re-submitted herewith. Appellants respectfully request that this matter be allowed to proceed to a substantive review on the merits without further repeated notifications based on arbitrary wording requirements lacking a legal basis.

Related Appeals and Interferences

Appellants are aware of no appeals or interferences that would be affected by the present appeal. Appellants are aware of "no appeals or interferences related to, directly

affect, or be directly affected by or have a bearing on the Board's Decision in the pending appeal." Notification, p. 2.

Status of Amendments

The attached Appendix A presents the pending claims and the corresponding status of each of the pending claims. There are no un-entered amendments in this case. While various responses, including a response after final, have been filed in this matter, no response since the May 8, 2006 response to election requirement has included an amendment to any of the pending claims.

Remarks

The Notification also states "the Brief argues dependent claims 2-5, 18, 24-25, 26, 33, 35-36, 39, and 42-43 separately but fails to identify the subject matter argued separately in the Specification by page and line number." Notification, p. 2. However, the summary of the invention includes, among other things, the following language:

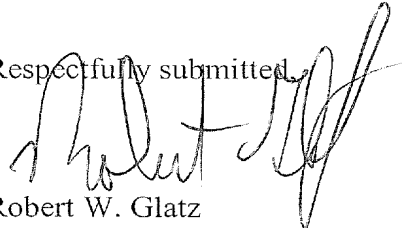
Various additional embodiments are claimed by ones of the dependent method claims. For example, Claims 5 and 24 include recitations related to a locale attribute included in the style sheets. Specification, p.26, lines 16-23. Claim 26 recites the data record is a "collaborative editing document." Specification, p. 23, lines 3-5. Claim 18 recites the "another application program" of Claim 17 is a system management program. Specification, p. 7, lines 27-29, p. 24, lines 8-18. Claim 42 recites the "data generation module comprises a plurality of data acquisition agent scripts, a first one of the data acquisition agent scripts being associated with a first one of the message types and a second one of the data acquisition agent scripts being associated with a second one of the message types." Specification, p. 25, lines 10-15, p. 7, line 39 to p. 8, line 5.

With respect to dependent Claims 2-4, 36 and 39 (Section III of brief) and Claims 33 and 35 (Section IV of brief), the Brief expressly states Appellants "are making no arguments regarding separate patentability of the claims" over the combination of references applied to those claims. Thus, these claims do not need to be addressed in the summary of the invention section.

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It is not believed that an extension of time and/or additional fee(s) are required, beyond those that may otherwise be provided for in documents accompanying this paper. In the event, however, that an extension of time is necessary to allow consideration of this paper, such an extension is hereby petitioned for under 37 C.F.R. §1.136(a). Any additional fees believed to be due in connection with this paper may be charged to Deposit Account No. 50-0220.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Robert W. Glatz', written over the typed name.

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